

SHERIFF'S DEPARTMENT

DATE: May 27, 2003

OFFICE CORRESPONDENCE

FILE:

FROM: RICHARD L. CASTRO, COMMANDER
CHAIRPERSON, EXECUTIVE FORCE
REVIEW COMMITTEE

TO: ROBERT GUILBAULT, SERGEANT
SPECIAL ENFORCEMENT BUREAU
TRACY PALMER, DEPUTY
SPECIAL ENFORCEMENT BUREAU
ALEJANDRO SALINAS, DEPUTY
SPECIAL ENFORCEMENT BUREAU
RUBEN ARRIETA, DEPUTY
CENTURY STATION
GREGORY GUTIERREZ, DEPUTY
NORWALK STATION
CRAIG CALZADA, DEPUTY
NORWALK STATION
JEFFREY FLOTREE, DEPUTY
NORWALK STATION

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS AND RECOMMENDATIONS
HIT SHOOTING, APRIL 6, 2002, IAB REVIEW #2060706**

The purpose of this memo is to notify you of the review committee's findings and recommendations concerning the use of force incident which occurred on April 6, 2002.

The Committee met on May 22, 2003, and consisted of myself, Commander Lynda Castro (Commander of the Department) and A/Commander Eric Smith (Internal Affairs Bureau). The Committee determined that your use of force in this incident was within Department policy. Your Unit Commander will be discussing the Committee's findings with you in the near future.

If you have any questions regarding this matter, please contact your Unit Commander.

cc: Sandra Hutchens, Chief
Office Of Homeland Security
Marvin Cavanaugh, Chief
FOR III
Thomas Spencer, Captain
Special Enforcement Bureau
Warren Asmus, Captain
Norwalk Station

RLC:KRK:kk



**LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
JUSTICE SYSTEM INTEGRITY DIVISION**

STEVE COOLEY • District Attorney
CURT LIVESAY • Chief Deputy District Attorney
PETER BOZANICH • Assistant District Attorney

DAVID H. GUTHMAN • Director

June 23, 2003

Captain Frank Merriman
Los Angeles County Sheriff's Department
Homicide Bureau
5747 Rickenbacker Road
Los Angeles, California 90040

Dear Captain Merriman:

Re: J.S.I.D. File No: 02-0357
L.A.S.D. File No: 002-06422-0451-055

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review into the circumstances surrounding the non-fatal shooting of Cayetano Melendez, Jr. on April 6, 2002, by Los Angeles County Sheriff's Department Deputies Gregory Gutierrez, Tracy Lyn Palmer, Alejandro Salinas, Ruben Arrieta, Jeffrey Flotree, Craig Calzada, and Sergeant Robert Guilbault. We have concluded that the aforementioned personnel acted lawfully in self-defense and in defense of others.

The following analysis is based upon reports prepared by the Los Angeles Sheriff's Department (LASD) and submitted to this office by Sergeant Randy Seymour of the Homicide Bureau on February 18, 2003. This shooting began at approximately 1:30 a.m. and consists of two separate but related incidents. The District Attorney Command Post was notified at 4:47 a.m. Deputy District Attorney William Penzin and District Attorney Senior Investigator [REDACTED] of the District Attorney Response Team arrived at the scene at approximately 6:00 a.m. They were given a briefing and a walk through of the scene by LASD Homicide Lieutenant Dan Rosenberg.

FACTUAL ANALYSIS

On April 6, 2002, Deputy Gregory Gutierrez was working uniformed patrol out of the Norwalk Sheriff's Station in a black-and-white patrol car. At approximately 1:30 a.m., he was driving south on Alburis Avenue when he observed a male hispanic later identified as Cayetano Melendez, dressed in black, walking south on the sidewalk carrying a black backpack. Deputy Gutierrez decided to contact Melendez and turned his spotlight on him as he pulled to the east curb, facing south. Melendez did not acknowledge the deputy's presence and continued walking south, prompting Deputy Gutierrez to say something to the effect of "hang on a minute." Melendez

looked back over his shoulder but kept walking south. Deputy Gutierrez was still seated in his car, which was moving slowly along the curb, when he saw Melendez turn to his left. He then heard a single gunshot and saw a muzzle flash from Melendez' location. Fearing for his life, Deputy Gutierrez opened the driver's door, drew his gun, and fired one shot through the gap between the door jam and the window frame while he was still seated in the patrol car and the car was still moving forward. Melendez continued moving south for a short distance and onto a driveway, turning to fire additional rounds at Deputy Gutierrez as he did so. Meanwhile, Deputy Gutierrez jumped out of his patrol car, which was still rolling forward, and ran north. As he did so he heard a gunshot followed by the sound of glass breaking and could see the glass from his patrol car window falling to the street. He lost sight of Melendez, but heard noises that he believed to be Melendez entering a rear yard on Alburdis Avenue. Deputy Gutierrez radioed for assistance, broadcasting "998" (deputy involved in a shooting needs assistance). When assisting units arrived, Deputy Gutierrez took part in setting up a containment area around the location where Melendez was believed to be. Later examination of his duty weapon (a department-issued 9mm Beretta pistol) revealed that he had fired 5 rounds at Melendez. He did not know if any actually struck Melendez.

Canine Unit Deputies Tracy Palmer and Alejandro Salinas and Canine Unit supervisor, Sergeant Robert Guilbault, from the LASD Special Enforcement Bureau heard the "998" call and responded immediately to the scene in Norwalk. At that location they were informed that Melendez was believed to be barricaded in a house on Alburdis Avenue and the SWAT Team was on its way. To prepare for the SWAT Team, Deputies Palmer and Salinas used their canines to "clear" the yards immediately adjacent on both sides of the house where Melendez was believed to be barricaded. They then prepared to clear the yards directly behind the Alburdis Avenue location, along Corby Street. The two canine units were directed to work separately, at opposite ends of the area to be cleared, beginning five houses to the north and south of the "target" location and working yard-by-yard toward the middle.

Deputy Palmer was assigned to begin the canine search from the south, assisted by Norwalk Station Deputies Flotree and Calzada. Deputy Salinas was assigned to begin the canine search from the north, assisted by Sergeant Guilbault and another Norwalk Station deputy. Deputy Palmer was assigned to broadcast a public address announcement warning of the imminent deployment of police dogs. She slowly drove her patrol car from her starting point to Deputy Salinas' location, broadcasting the required announcement. She then made a U-turn and continued to broadcast as she drove slowly back toward her starting point. As she did so, she heard a radio call reporting a prowler at [REDACTED] and she stopped in order to check the numbers of the houses. Simultaneously, Deputy Salinas - who also heard the call - determined that Deputy Palmer was directly in front of the address identified in the call. He radioed that information to Deputy Palmer.

As Deputy Palmer scrutinized the houses, she saw Melendez on a lighted porch, appearing to be turning a door handle as if to go inside. At first she thought he was a resident who was going inside in response to the PA announcement she had been broadcasting. When she illuminated him with her spotlight, he removed his hand from the door handle and turned to stare in her direction. Deputy

Palmer stated that at this point she realized he might be the suspect for whom they were searching, so she turned her patrol car at an angle and stopped behind a minivan parked along the west curb. She got out of the patrol car and ordered Melendez to step away from the porch and show his hands. He walked off the porch, but then started walking away from her. Deputy Palmer walked to the rear of the minivan, using it as a shield, and saw that Melendez had stopped near some bushes about 15 feet south of the porch. Not knowing what he might do next, Deputy Palmer drew her Beretta 92F duty weapon. Melendez crouched into the bushes, and as Deputy Palmer looked from behind the minivan she saw a muzzle flash, heard a gunshot, ducked, and heard a bullet strike the right rear of the minivan. Believing that Melendez was trying to kill her, she fired several rounds in his direction while backing up to her patrol car. Simultaneously, she heard another deputy call out "shots fired." Very quickly thereafter she became aware that Deputy Salinas was to her right and was firing. She also heard another deputy firing a larger caliber gun. All the while, Melendez was returning fire and seemed to be firing alternately at Deputy Palmer and the other deputies. Melendez moved from the bushes to a driveway on Corby Avenue, where he positioned himself between several cars parked in the driveway.

When Melendez suddenly ceased firing, the deputies stopped also, and for a brief pause there was no movement in the driveway. After about 5 - 10 seconds, Melendez resumed firing at the deputies, who again returned fire. Melendez ceased firing again, as did the deputies. At this point the deputies could see that Melendez was down and his gun was on the ground nearby. The SWAT Team approached Melendez' position, assisted by Deputy Salinas' canine. When the canine did not alert, the SWAT Team went up to Melendez and found him to be incapacitated. The paramedics on their team immediately began emergency medical care. Melendez was transported to the hospital having sustained several gunshot wounds. He survived his wounds and was recently convicted at trial and sentenced to 210 years to life for his assaults on the officers.

Sergeant Guilbault and Deputy Salinas confirmed the sequence of actions described by Deputy Palmer. When they saw her get out of her car and heard her yell something to the effect of "let me see your hands," they began running toward her position. As they got closer they could see muzzle flashes coming from the driveway at [REDACTED] from the area of a small pickup truck. They knew no deputy was at that location, and concluded that Melendez was shooting at Deputy Palmer. Fearing for her safety, Deputy Salinas began firing his Beretta 92F duty weapon at Melendez.

Sergeant Guilbault was armed with an AR-15 rifle. He saw Deputy Palmer back up and lean forward, and believed she had been shot. Sergeant Guilbault took cover behind a car on the west side of Corby Avenue. From there he could see Melendez and that Melendez had a gun. Because his angle of fire was unsafe, due to Deputy Palmer's and Deputy Salinas' positions, he moved to an exposed driveway, took a kneeling position in a straight line to Melendez, and began firing at him. Melendez stopped shooting momentarily and then moved between two cars parked in the driveway. Sergeant Guilbault could see only the lower part of him under the cars, so he "skipped" five or six rounds under the cars to stop Melendez from further assaults on the deputies. Melendez continued to move, although he made a sound that caused Sergeant Guilbault to believe that one or more of his

shots had struck Melendez. Melendez continued to fire at the other officers and at Sergeant Guilbault. At one point, Sergeant Guilbault heard a bullet pass overhead to his left. Sergeant Guilbault continued to return fire, and Melendez finally went down. Sergeant Guilbault explained that he had the best line of fire and believed that most of the bullets that struck Melendez were from the AR-15 rifle.

Deputy Arrieta was at the rear of [REDACTED] assisting with the containment of that location. He heard the PA announcements being broadcast on Corby Avenue directly behind his position. When he heard gunshots and people yelling on Corby Avenue, he ran between houses to Corby Avenue, emerging in a driveway where there were four parked cars. He could see Sergeant Guilbault in the open, firing an AR-15 rifle. Deputy Arrieta moved between the cars until he could see where the gunfire was coming from. Deputy Arrieta believed the cars near him were being struck by bullets and was concerned for his own safety and that of the sergeant, who was without adequate cover. When Deputy Arrieta saw Melendez moving, appearing to seek cover while still firing at the deputies, he aimed his 9mm Beretta duty weapon at Melendez and began to fire. He continued firing until he heard someone yell "stop firing," and a radio call that the suspect was down.

Deputies Flotree and Calzada were assigned to assist Deputy Palmer during the canine search on Corby Avenue. They confirmed the sequence of actions described by Deputy Palmer. When they heard gunshots they sprinted in Deputy Palmer's direction. When they reached her patrol car, Deputy Flotree spotted Melendez moving in a well lighted area between a garage door and some parked cars, saw him raise a gun, point it at the deputies, and fire a volley of shots. Deputy Calzada and Deputy Flotree responded in kind, each firing his duty weapon several times. They ceased firing when they lost sight of Melendez. They could see his backpack and a gun on the ground and believed he may have been incapacitated.

Melendez was found face down, incapacitated. A Taurus .357 magnum revolver was resting on the ground a few inches from Melendez' right hand. The revolver contained six spent shell casings. Eight more expended .357 magnum shell casings were recovered from various locations on Corby Avenue.

Civilian witnesses corroborated Melendez' break-in at the Alburtis Avenue house and his attempts to enter the Corby Avenue address that caused the 911 call reporting a prowler. No civilian observed the initial exchange between Melendez and Deputy Gutierrez. Many heard the PA announcements broadcast by Deputy Palmer, and several heard her shout orders to Melendez to show his hands before any shots were fired.

Melendez was administered emergency medical care by paramedics on the scene and then transported to a hospital. While being treated at St. Francis Hospital trauma center, a nurse removing his socks found baggies containing a substance later determined to be crystal methamphetamine. He suffered gunshot wounds to his side, hand and elbow. Sergeant Seymour and Investigator [REDACTED] interviewed Melendez at the Los Angeles County Hospital Jail

Ward on April 15, 2003. Melendez waived his constitutional rights and agreed to speak with them.

Melendez told them he was recently released from state prison after 17 years. On the night of April 5, 2002, he returned to his old neighborhood and ingested some methamphetamine. When he could not find any of his old "homeboys" he was dropped off in Norwalk, where he was told a lot of the "old homies" go. He had an encounter with some "youngsters" who said something he did not like, and pulled his gun out and threatened to blow their heads off. He then walked away and turned on to Alburto Avenue. Melendez said that when Deputy Gutierrez pulled up behind him and spoke to him, Melendez "tripped" and started shooting at the deputy. Melendez described breaking into the house on Alburto, but said he left almost immediately, jumped over the rear fence, and hid in the bushes on Corby Avenue. He used a speed loader to reload his gun while he was in the yard of the Alburto Avenue house. Melendez said that he heard the PA announcement about the dogs while he was hiding in the bushes. He had seen a resident in the house next to the bushes going in and out the front door, so he went to the front door and asked the residents to let him in. When he turned and saw Deputy Palmer, he "drew down on her" and began to shoot when he saw she had drawn her weapon. He stated that he was not shooting at her, but was aiming for the police car she had been driving. He said he would have shot more than he did, but he did not have any more rounds ready in the speed loader.

When asked why he did not simply contact the deputies and turn himself in, he responded: "On that shit there's no common sense. That's all I can think of. There's no common sense." He also said that he did not think of giving up until near the end, and by then it was too late.

Melendez has an [REDACTED]

LEGAL ANALYSIS

In protecting himself or another, a person may use all force which he believes reasonably necessary and which would appear to a reasonable person, in the same or similar circumstances, to be necessary to prevent the injury which appears to be imminent. CALJIC 5.30, 5.32.

California law permits the use of deadly force in self-defense or in the defense of another if it reasonably appears to the person claiming the right of self-defense or the defense of another that he actually and reasonably believed that he was in imminent danger of great bodily injury or death. People v. Williams (1977) 75 Cal. App. 3d 731.

Where the peril is swift and imminent and the necessity for action immediate, the law does not weigh into nice scales the conduct of the assailed and say he shall not be justified in killing because he might have resorted to other means to secure his safety. People v. Collins (1961) 189 Cal. App. 2d 575.

Captain Frank Merriman

June 23, 2003

Page 6

CONCLUSION

The evidence gathered in the course of this investigation demonstrates that the deputies who shot at Melendez did so in a justified act of self-defense in response to the deadly force used against them. Deputy Gutierrez, whose shots did not strike Melendez, had broadcast "998" and all LASD personnel who arrived at the scene were aware that a deputy had been fired upon. No deputy fired until after Melendez had commenced firing, and each deputy reasonably believed that his or her own life was in danger or that a fellow officer's life was danger. Deputy Gutierrez was still in his patrol car when he contacted Melendez verbally. Melendez started to walk away, and then suddenly turned and fired at Deputy Gutierrez. Only then did Deputy Gutierrez return fire. When Deputy Palmer contacted Melendez she gave him a verbal commands to show his hands. Melendez, instead, started to walk away, stepped into some bushes, and began to fire at Deputy Palmer. Only then did she return fire. Other deputies that rushed to assist her were fired upon by Melendez and were reasonably in fear for their own safety and that of their fellow officers.

We conclude that all the deputies acted lawfully in self-defense and in defense of others. We are closing our file and will take no further action in this matter.

Very truly yours,

STEVE COOLEY

District Attorney

By *Elizabeth Munisoglu*

ELIZABETH MUNISOGLU

Deputy District Attorney

213/974-3924

c: Deputy Gregory Gutierrez, # [REDACTED]
Deputy Tracy Lyn Palmer, # [REDACTED]
Deputy Alejandro Salinas, # [REDACTED]
Deputy Ruben Arrieta, # [REDACTED]
Deputy Jeffrey Flotree, # [REDACTED]
Deputy Craig Calzada, # [REDACTED]
Sergeant Robert Guilbault, # [REDACTED]

TABLE OF CONTENTS

Case Activity Log

Officer Involved Shooting

Investigative Summary

Exhibits A through D

Exhibit A	-	Homicide Bureau Report 402-06422-0451-055
Exhibit B	-	Diagram of Alburtis Avenue, Norwalk
Exhibit C	-	Diagram of Corby Avenue, Norwalk
Exhibit D	-	Photographs of incident

Miscellaneous/Memos

Los Angeles County Sheriff's Department

Officer Involved Shooting

Page 1 of 7

Report Date: March 3, 2003		Bureau/Station/Facility: Norwalk Station		Admin. Invest? <input type="checkbox"/> Hit? <input checked="" type="checkbox"/>	
Incident Information					
URN: 402-06422-0451-055		Date: April 6, 2002		Time: 0130	
City or Station: Norwalk		Nature of Incident: Deputy attempted to stop suspect who was walking. Suspect removed weapon from waistband and fired at deputy who returned fire. Suspect fled. Approximately 2 1/2 hours later, suspect engaged in firefight with containment and SEB K-9 personnel and was struck several times.			
Location: Alburtis Avenue					
Location Type (circle one or more): Backyard Beach Business Freeway Industrial Park Parking Lot Residence Rural School <input checked="" type="checkbox"/> Street Other: _____		Lighting (circle only one): Darkness Daylight Other <input checked="" type="checkbox"/> Street Lights Weather (circle only one): <input checked="" type="checkbox"/> Clear Cloudy Fog Rain Distance: 20'-30'		Incident Type (circle one or more): Accidental <input checked="" type="checkbox"/> Armed Person Fleeing Suspect Foot Pursuit Gun Take Away Moving Vehicle Sniper/Ambush Startle Struggle Involved Traffic Stop Unarmed Person Unintentional Vehicle Pursuit Warrant Service Other: _____	
Total # of Shots Fired by Deputy: 90		Total # of Shots Fired by Suspect: 12+		Initiated by (circle only one): Arrest Warrant Call <input checked="" type="checkbox"/> Observation One Person Unit Other Search Warrant Two Person Unit Prior Activity (circle only one): Detective Inmate Transport Other <input checked="" type="checkbox"/> Routine Patrol	
		Other: _____		Aero Unit? <input checked="" type="checkbox"/> Canine Unit? <input checked="" type="checkbox"/>	
Employee Witnesses					
Employee #	Last Name	First Name	M.I.	ShiftTime (circle only one): EM PM Day	ShiftType (circle only one): Regular Overtime Off Duty
Employee #	Last Name	First Name	M.I.	ShiftTime (circle only one): EM PM Day	ShiftType (circle only one): Regular Overtime Off Duty
Employee #	Last Name	First Name	M.I.	ShiftTime (circle only one): EM PM Day	ShiftType (circle only one): Regular Overtime Off Duty
Non-Employee Witnesses					
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.	
Street Address		City	Zip Code	Work Ph	Home Ph
Supervisors					
Employee #	Last Name	First Name	M.I.	(circle one or more): <input checked="" type="checkbox"/> On Duty Present during shooting	
	Kim	Patrick		Witness to shooting Involved in shooting	
Employee #	Last Name	First Name	M.I.	(circle one or more): On Duty Present during shooting	
				Witness to shooting Involved in shooting	
Watch Sergeant					
Employee #	Last Name	First Name		M.I.	
		Boothroyd		Morris	
Watch Commander					
Employee #	Last Name	First Name		M.I.	
		Bald		Casey	

PSTD Use Only

SH # **2060706**

Rollout Information							
Arrival Date	4/6/02	Arrival Time	0400	Date Submitted	3/3/03	Date of Recommendation	
Employee #	[REDACTED]	Last Name	Greene	First Name	Jerry	M.I.	S.
Employee #	[REDACTED]	Last Name	Gooden	First Name	Joseph	M.I.	M.
Employee #	[REDACTED]	Last Name	O'Brien	First Name	Thomas	M.I.	M.

Shooting / Force Information

Method

(AW)	Arwen	(OV)	Other Weapon: Vehicle
(BC)	Baton: (Control)	(OB)	Other Weapon: Blunt Object
(BI)	Baton: (Impact)	(OO)	Other Weapon: Other
(BF)	Bodily Fluids	(PK)	Personal Weapon: Feet/Leg: (Kick)
(CN)	Canine	(PS)	Personal Weapon: Feet/Leg: (Sweep)
(CR)	Carotid Restraint	(PH)	Personal Weapon (Hand/Arm)
(CH)	Choke Hold	(PP)	Personal Weapon (Push)
(CT)	Control Holds: (Control Techniques)	(PO)	Personal Weapon (Other)
(TT)	Control Holds: (Team Takedown)	(RS)	Resistance
(TD)	Control Holds: (Takedown)	(CN)	Restraint Device (Capture Net)
(CE)	Chemical	(RH)	Restraint Device (Handcuffs)
(OC)	Chemical Agents (OC Spray)	(HB)	Restraint Device: Hobble (Legs Only)
(TG)	Chemical Agents (Tear Gas)	(TP)	Restraint Device: Hobble (TARP)
(EX)	Explosives	(RE)	Restraint Device: REACT Belt
(FH)	Firearm (Handgun)	(SP)	Sap
(FR)	Firearm (Rifle)	(SH)	Shield
(FS)	Firearm (Shotgun)	(SG)	37mm Stinger
(FO)	Firearm (Other)	(SB)	Sting Ball
(FB)	Fleshbang	(ST)	Stun Bag
(FL)	Flashlight	(TR)	Taser
(OE)	Other Weapon: Edged	(UC)	Uncooperative

Type of Injury

(AB)	Abrasion
(BR)	Bruise
(BU)	Burn
(CP)	Complaint of Pain
(CO)	Concussion
(DH)	Death
(DI)	Dislocation
(DB)	Dog Bite
(FR)	Fractures
(GS)	Gunshot
(HB)	Human Bite
(LC)	Lacerations
(ND)	Nerve Damage
(OD)	Organ Damage
(PA)	Paralysis
(PW)	Puncture Wound
(SD)	Soft Tissue Damage
(ST)	Sprain/Twists
(UN)	Unconscious
(RM)	Refused Med Treatment
(NN)	NONE

Body Part Injured

(AD)	Abdomen
(AK)	Ankle
(AR)	Arm
(BK)	Back
(BT)	Buttocks
(CH)	Chest
(EL)	Elbow
(FA)	Face
(FE)	Feet
(FI)	Fingers
(GE)	Genitals
(GR)	Groin
(HD)	Hand
(HE)	Head
(HI)	Hip
(IN)	Internal
(KN)	Knees
(LE)	Leg
(NK)	Neck
(SH)	Shoulder
(WR)	Wrist

Brand

(AK)	AK-47	(IV)	Iver Johnson	(RI)	RGI
(BN)	Benelli	(JE)	Jennings	(RO)	Ross
(BR)	Beretta	(LO)	Lorcin	(SW)	Smith & Wesson
(BW)	Browning	(LU)	Luger	(SR)	Sturm Ruger
(CH)	Charter Arms	(MA)	Marlin	(ST)	Starling
(CO)	Colt	(MO)	Mossberg	(TA)	Taurus
(DA)	Davis Industries	(NC)	NCI aka SKS	(WE)	Weatherby
(GL)	Glock	(NA)	Nor American	(WN)	Winchester
(HA)	Harrington & Richardson	(NO)	Norinco	(US)	US Government
(HI)	Hi Standard	(RA)	Raven	(YY)	Handmade (Inmate)
(HK)	H & K	(RM)	Remington	(XX)	Homemade (Non-Inmate)
(IT)	Ithica	(RG)	RG	(ZZ)	Other Brand

Caliber

(9)	9 mm	(24)	.243 caliber	(41)	.410 gauge
(10)	10 mm	(25)	.25 caliber	(44)	.44 caliber
(12)	12 gauge	(30)	.308 caliber	(45)	.45 caliber
(20)	20 gauge	(35)	.357 caliber	(50)	50 mm
(21)	.22-250	(36)	30-80 caliber	(SL)	Slug
(22)	.22 caliber	(38)	.38 caliber	(WW)	Other caliber
(23)	.223 caliber	(40)	.40 caliber		

FORCE APPLIED (one code per block)[illegible]

Officer Involved Shooting Involved Employee Information

URN: 402-06422-0451-055

Page 3 of 7

Involved Employee											
E_1	Employee #		Last Name			First Name		M. R.			
			Gutierrez			Gregory					
	Sex:	Race	Rank	Unit Assignment		Work Assignment (Unit #, Module, etc.)					
	M	H	Deputy	Norwalk Station		45K5					
	Shift Time (circle only one):		Shift Type (circle only one):		Intoxication/Drug Usage?		Substance Used:				
	(EM) PM Day		Regular Overtime Off Duty		<input type="checkbox"/>						
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input type="checkbox"/>		
	Hrs of sleep prior to shooting		Duty Time (hrs)		Clothing (circle only one):		Other Factors:				
	5				Plain Clothes no Vest Plain Clothes w/ Vest Raid Jacket no Vest Raid Jacket w/ Vest Uniform no Vest Uniform w/ Vest						
	Age:		Height:		Weight:						
		5'6"		160							
Range Qualification Date:			PPC Qualification Date:			Laser Training Date:					
Certified with Weapon Used?			Patrol Certification?			Certification Unit:		Prior Shootings?		Number of Prior Shootings:	
Field Training Officer Emp #			Last Name			First Name		M. I.			
Field Training Officer Emp #			Last Name			First Name		M. I.			
E_2	Employee #		Last Name			First Name		M. R.			
			Calzada			Craig					
	Sex:	Race	Rank	Unit Assignment		Work Assignment (Unit #, Module, etc.)					
	M	H	Deputy	Norwalk Station		49K2					
	Shift Time (circle only one):		Shift Type (circle only one):		Intoxication/Drug Usage?		Substance Used:				
	(EM) PM Day		Regular Overtime Off Duty		<input type="checkbox"/>						
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input type="checkbox"/>		
	Hrs of sleep prior to shooting		Duty Time (hrs)		Clothing (circle only one):		Other Factors:				
	5-6				Plain Clothes no Vest Plain Clothes w/ Vest Raid Jacket no Vest Raid Jacket w/ Vest Uniform no Vest Uniform w/ Vest						
	Age:		Height:		Weight:						
		5'8"		180							
Range Qualification Date:			PPC Qualification Date:			Laser Training Date:					
Certified with Weapon Used?			Patrol Certification?			Certification Unit:		Prior Shootings?		Number of Prior Shootings:	
Field Training Officer Emp #			Last Name			First Name		M. I.			
Field Training Officer Emp #			Last Name			First Name		M. I.			
E_3	Employee #		Last Name			First Name		M. W.			
			Flotree			Jeffrey					
	Sex:	Race	Rank	Unit Assignment		Work Assignment (Unit #, Module, etc.)					
	M	W.	Deputy	Norwalk Station		45T1					
	Shift Time (circle only one):		Shift Type (circle only one):		Intoxication/Drug Usage?		Substance Used:				
	(EM) PM Day		Regular Overtime Off Duty		<input type="checkbox"/>						
	Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>		Coroner Case #		Interviewed? <input type="checkbox"/>		
	Hrs of sleep prior to shooting		Duty Time (hrs)		Clothing (circle only one):		Other Factors:				
	8				Plain Clothes no Vest Plain Clothes w/ Vest Raid Jacket no Vest Raid Jacket w/ Vest Uniform no Vest Uniform w/ Vest						
	Age:		Height:		Weight:						
		5'8"		220							
Range Qualification Date:			PPC Qualification Date:			Laser Training Date:					
Certified with Weapon Used?			Patrol Certification?			Certification Unit:		Prior Shootings?		Number of Prior Shootings:	
Field Training Officer Emp #			Last Name			First Name		M. I.			
Field Training Officer Emp #			Last Name			First Name		M. I.			

Officer Involved Shooting Involved Employee Information

URN: 402-06422-0451-055

Page 4 of 7

Involved Employee

E 4	Employee #	Last Name Gulbault	First Name Robert	M.I. V.
Sex: M	Race: W.	Rank Sergeant	Unit Assignment: Special Enforcement Bureau	Work Assignment (Unit #, Module, etc.): 242K9S
Shift Time (circle only one): EM (PM) Day		Shift Type (circle only one): Regular Overtime Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case # <input type="checkbox"/> Interviewed? <input type="checkbox"/>
Hrs of sleep prior to shooting: 6		Duty Time (hrs):	Clothing (circle only one): Plain Clothes no Vest Plain Clothes w/ Vest Uniform w/ Vest Raid Jacket w/ Vest Uniform no Vest Raid Jacket no Vest	
Age: 62	Height: 6'2"	Weight: 225	Other Factors:	
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? <input type="checkbox"/>	Patrol Certification? <input type="checkbox"/>	Certification Unit:	Prior Shootings? <input checked="" type="checkbox"/>	Number of Prior Shootings: 1
Field Training Officer Emp #		Last Name	First Name	M.I.
Field Training Officer Emp #		Last Name	First Name	M.I.

E 5	Employee #	Last Name Palmer	First Name Tracy	M.I. L.
Sex: F	Race: W.	Rank Deputy	Unit Assignment: Special Enforcement Bureau	Work Assignment (Unit #, Module, etc.): 241K92
Shift Time (circle only one): EM (PM) Day		Shift Type (circle only one): Regular Overtime Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case # <input type="checkbox"/> Interviewed? <input type="checkbox"/>
Hrs of sleep prior to shooting: 6		Duty Time (hrs):	Clothing (circle only one): Plain Clothes no Vest Plain Clothes w/ Vest Uniform w/ Vest Raid Jacket w/ Vest Uniform no Vest Raid Jacket no Vest	
Age: 5'10"	Height: 5'10"	Weight: 150	Other Factors:	
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? <input type="checkbox"/>	Patrol Certification? <input type="checkbox"/>	Certification Unit:	Prior Shootings? <input type="checkbox"/>	Number of Prior Shootings:
Field Training Officer Emp #		Last Name	First Name	M.I.
Field Training Officer Emp #		Last Name	First Name	M.I.

E 6	Employee #	Last Name Salinas	First Name Alejandro	M.I. M.I.
Sex: M	Race: H	Rank Deputy	Unit Assignment: Special Enforcement Bureau	Work Assignment (Unit #, Module, etc.): 240K98
Shift Time (circle only one): EM (PM) Day		Shift Type (circle only one): Regular Overtime Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case # <input type="checkbox"/> Interviewed? <input type="checkbox"/>
Hrs of sleep prior to shooting: 8		Duty Time (hrs):	Clothing (circle only one): Plain Clothes no Vest Plain Clothes w/ Vest Uniform w/ Vest Raid Jacket w/ Vest Uniform no Vest Raid Jacket no Vest	
Age: 6'0"	Height: 6'0"	Weight: 168	Other Factors:	
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? <input type="checkbox"/>	Patrol Certification? <input type="checkbox"/>	Certification Unit:	Prior Shootings? <input type="checkbox"/>	Number of Prior Shootings:
Field Training Officer Emp #		Last Name	First Name	M.I.
Field Training Officer Emp #		Last Name	First Name	M.I.

Officer Involved Shooting Involved Employee Information

URN: 402-06422-0451-055

Page 5 of 8

Involved Employee

E 7	Employee #	Last Name Arrieta	First Name Ruben	M.I. R.
Sex: M		Race: H	Rank Deputy	Unit Assignment: Century Station
Work Assignment (Unit #, Module, etc.): 212H		Substance Used:		
Shift Time (circle only one): <input checked="" type="radio"/> EM <input type="radio"/> PM <input type="radio"/> Day		Shift Type (circle only one): <input checked="" type="radio"/> Regular <input type="radio"/> Overtime <input type="radio"/> Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>
Coroner Case #		Interviewed? <input type="checkbox"/>		
Hrs of sleep prior to shooting:		Duty Time (hrs):	Clothing (circle only one):	
Age:		Height: 5'11"	Weight: 250	Other Factors:
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>	Certification Unit:	Prior Shootings? <input checked="" type="checkbox"/> Number of Prior Shootings: 1
Field Training Officer Emp #		Last Name	First Name	M.I.
Field Training Officer Emp #		Last Name	First Name	M.I.

E	Employee #	Last Name	First Name	M.I.
Sex:		Race:	Rank	Unit Assignment:
Work Assignment (Unit #, Module, etc.):		Substance Used:		
Shift Time (circle only one): EM PM Day		Shift Type (circle only one): Regular Overtime Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>
Coroner Case #		Interviewed? <input type="checkbox"/>		
Hrs of sleep prior to shooting:		Duty Time (hrs):	Clothing (circle only one):	
Age:		Height:	Weight:	Other Factors:
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>	Certification Unit:	Prior Shootings? <input type="checkbox"/> Number of Prior Shootings:
Field Training Officer Emp #		Last Name	First Name	M.I.
Field Training Officer Emp #		Last Name	First Name	M.I.

E	Employee #	Last Name	First Name	M.I.
Sex:		Race:	Rank	Unit Assignment:
Work Assignment (Unit #, Module, etc.):		Substance Used:		
Shift Time (circle only one): EM PM Day		Shift Type (circle only one): Regular Overtime Off Duty		Intoxication/Drug Usage? <input type="checkbox"/>
Hospital Admission? <input type="checkbox"/>		Hospital Name:		Coroner Case? <input type="checkbox"/>
Coroner Case #		Interviewed? <input type="checkbox"/>		
Hrs of sleep prior to shooting:		Duty Time (hrs):	Clothing (circle only one):	
Age:		Height:	Weight:	Other Factors:
Range Qualification Date:		PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? <input type="checkbox"/>		Patrol Certification? <input type="checkbox"/>	Certification Unit:	Prior Shootings? <input type="checkbox"/> Number of Prior Shootings:
Field Training Officer Emp #		Last Name	First Name	M.I.
Field Training Officer Emp #		Last Name	First Name	M.I.

Officer Involved Shooting Suspect Information

URN: 402-06422-0451-055

Page 6 of 7

Suspect Information

S 1	Last Name: Melendez, Jr.		First Name: Cayetano		M.I.
	AKA Last Name:		First Name:		M.I.
Sex: M Race: H		Street Address:		City:	State & Zip Code:
Work Phone:		Home Phone:	Social Security #:	Driver's License #:	
Age: 46 D.O.B.: 11/11/55		Height: 5'9" Weight: 165	FBI #:	CII #:	
Booking #: 7240673		Primary Charge: 664/187 PC		Secondary Charge: 12021.1(a) PC	
Coroner Case? <input type="checkbox"/>		Coroner Case #:	Intoxication/Drug Usage? <input type="checkbox"/>	Substance Used:	
Armed? <input checked="" type="checkbox"/>		Apprehended? <input checked="" type="checkbox"/>	Mental Illness? <input type="checkbox"/>	Criminal History? <input type="checkbox"/>	
Vehicle Make: none		Model:		Year:	

S	Last Name:		First Name:		M.I.
	AKA Last Name:		First Name:		M.I.
Sex: Race:		Street Address:		City:	State & Zip Code:
Work Phone:		Home Phone:	Social Security #:	Driver's License #:	
Age: D.O.B.:		Height: Weight:	FBI #:	CII #:	
Booking #:		Primary Charge:		Secondary Charge:	
Coroner Case? <input type="checkbox"/>		Coroner Case #:	Intoxication/Drug Usage? <input type="checkbox"/>	Substance Used:	
Armed? <input type="checkbox"/>		Apprehended? <input type="checkbox"/>	Mental Illness? <input type="checkbox"/>	Criminal History? <input type="checkbox"/>	
Vehicle Make:		Model:		Year:	

S	Last Name:		First Name:		M.I.
	AKA Last Name:		First Name:		M.I.
Sex: Race:		Street Address:		City:	State & Zip Code:
Work Phone:		Home Phone:	Social Security #:	Driver's License #:	
Age: D.O.B.:		Height: Weight:	FBI #:	CII #:	
Booking #:		Primary Charge:		Secondary Charge:	
Coroner Case? <input type="checkbox"/>		Coroner Case #:	Intoxication/Drug Usage? <input type="checkbox"/>	Substance Used:	
Armed? <input type="checkbox"/>		Apprehended? <input type="checkbox"/>	Mental Illness? <input type="checkbox"/>	Criminal History? <input type="checkbox"/>	
Vehicle Make:		Model:		Year:	

S	Last Name:		First Name:		M.I.
	AKA Last Name:		First Name:		M.I.
Sex: Race:		Street Address:		City:	State & Zip Code:
Work Phone:		Home Phone:	Social Security #:	Driver's License #:	
Age: D.O.B.:		Height: Weight:	FBI #:	CII #:	
Booking #:		Primary Charge:		Secondary Charge:	
Coroner Case? <input type="checkbox"/>		Coroner Case #:	Intoxication/Drug Usage? <input type="checkbox"/>	Substance Used:	
Armed? <input type="checkbox"/>		Apprehended? <input type="checkbox"/>	Mental Illness? <input type="checkbox"/>	Criminal History? <input type="checkbox"/>	
Vehicle Make:		Model:		Year:	

Los Angeles County Sheriff's Department

Page 7 of 7

Non-Employee Witnesses				
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address		Zip Code	Work Ph	Home Ph